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| <b>TRANSMITTAL FORM</b><br><i>(to be used for all correspondence after initial filing)</i> |   | Application Number     | 08/879,070                |
|                                                                                            |   | Filing Date            | June 19, 1997             |
|                                                                                            |   | First Named Inventor   | Jerome D. Johnson, et al. |
|                                                                                            |   | Art Unit               | 3626                      |
|                                                                                            |   | Examiner Name          | Alexander G. Kalinowski   |
| Total Number of Pages in This Submission                                                   | 7 | Attorney Docket Number | O14-010-01-US             |

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| <b>ENCLOSURES (Check all that apply)</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| <input type="checkbox"/> Fee Transmittal Form<br><br><input type="checkbox"/> Fee Attached<br><br><input checked="" type="checkbox"/> Amendment / Reply<br><br><input type="checkbox"/> After Final<br><br><input type="checkbox"/> Affidavits/declaration(s)<br><br><input type="checkbox"/> Extension of Time Request<br><br><input type="checkbox"/> Express Abandonment Request<br><br><input type="checkbox"/> Information Disclosure Statement<br><br><br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><br><input type="checkbox"/> Response to Missing Parts/ Incomplete Application<br><br><input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)<br><br><input type="checkbox"/> Licensing-related Papers<br><br><input type="checkbox"/> Petition<br><br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><br><input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address<br><br><input type="checkbox"/> Terminal Disclaimer<br><br><input type="checkbox"/> Request for Refund<br><br><input type="checkbox"/> CD, Number of CD(s) _____ | <input type="checkbox"/> After Allowance communication to Technology Center (TC)<br><br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><br><input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)<br><br><input type="checkbox"/> Proprietary Information<br><br><input type="checkbox"/> Status Letter<br><br><input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):<br><br>Return Post Card | <input type="checkbox"/> Drawing(s)<br><br><input type="checkbox"/> Licensing-related Papers<br><br><input type="checkbox"/> Petition<br><br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><br><input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address<br><br><input type="checkbox"/> Terminal Disclaimer<br><br><input type="checkbox"/> Request for Refund<br><br><input type="checkbox"/> CD, Number of CD(s) _____ |
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| <b>Remarks</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |

|                                                   |                                                                    |
|---------------------------------------------------|--------------------------------------------------------------------|
| <b>SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT</b> |                                                                    |
| Firm or Individual name                           | Shawn B. Dempster, Reg. No. 34,321<br>Moore, Hansen & Sumner, PLLP |
| Signature                                         |                                                                    |
| Date                                              | 24 November 2004                                                   |

|                                                                                                                                                                                                                                                                                                               |                |      |          |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------|------|----------|
| <b>CERTIFICATE OF TRANSMISSION/MAILING</b>                                                                                                                                                                                                                                                                    |                |      |          |
| I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. |                |      |          |
| Typed or printed name                                                                                                                                                                                                                                                                                         | K. J. Rostberg | Date | 11/24/04 |
| Signature                                                                                                                                                                                                                                                                                                     |                | Date | 11/24/04 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Jerome D. Johnson, et al.  
Serial No.: 08/879,070      Examiner: Alexander G. Kalinowski  
Filed: June 19, 1997      Group Art Unit: 3626  
Docket: O14-010-01-US      Customer No. 22,854  
Title: Inventory Sales System and Method

### RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir or Madam:

In response to the Notice of Non-Compliant Amendment mailed November 2, 2004, enclosed please find a *corrected* "Amendments to Claims" section of the Amendment submitted July 23, 2004.

Respectfully submitted,

Caelum IP, LLC  
By attorneys/agents:

MOORE, HANSEN & SUMNER, PLLP  
225 South Sixth Street  
Suite 4850  
Minneapolis, Minnesota 55402  
(612) 332-8200

Date: 24 November 2004

By *M. B. Dempster*

Shawn B. Dempster, Registration No. 34,321